

04-10-01

1645

Express Mail Label No.: EV074975305US

Date of Deposit: April 17, 2003

Atty. Docket No. 21402-224AC (Cura 524AC)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED
APR 22 2003
TECH CENTER 1600/2900

APPLICANTS: Li, *et al.*

SERIAL NUMBER: 10/023,681

EXAMINER: Not Yet Assigned

FILING DATE: December 18, 2001

ART UNIT: 1645

FOR: NOVEL PROTEINS AND NUCLEIC ACIDS ENCODING SAME

BOX IDS

Commissioner for Patents
Washington, D.C. 20231



30623

PATENT TRADEMARK OFFICE

TRANSMITTAL LETTER

Transmitted herewith for filing in the present application are the following documents:

1. Supplemental Information Disclosure Statement (2 pages), in duplicate;
2. Modified Form 1449/PTO (1 page), in duplicate;
3. Copies of Cited references C28-C32, and;
4. Return Postcard

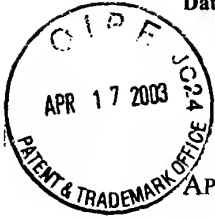
No fee is believed to be due at this time. However, the Commissioner is hereby authorized to charge any fees that may be due to Deposit Account No. 50-0311, Reference No. 21402-224AC (Cura 524AC). A duplicate copy of this transmittal letter is enclosed.

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at 617/542-6000, Boston, Massachusetts.

Respectfully submitted,

Date: April 17, 2003

Christina V. Karnakis
 For Ivor R. Elrifi, Reg. No. 39,529 *Reg. No. 45,899*
 Attorney for Applicants
 c/o MINTZ, LEVIN, COHN, FERRIS
 GLOVSKY AND POPEO, P.C.
 One Financial Center
 Boston, Massachusetts 02111
 Tel: (617) 542-6000
 Fax: (617) 542-2241



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Li, *et al.*

SERIAL NUMBER: 10/023,681

EXAMINER: Not Yet Assigned

FILING DATE: December 18, 2001

ART UNIT: 1645

FOR: NOVEL PROTEINS AND NUCLEIC ACIDS ENCODING SAME

BOX IDS

Commissioner for Patents
Washington, D.C. 20231

RECEIVED
APR 22 2003
TECH CENTER 1600/2900

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, Applicants hereby make of record the documents listed on the attached modified Form PTO-1449, as well as copies of the listed documents.

This Supplemental Information Disclosure Statement is being filed before the mailing date of a first Office Action and within three months of the mailing date of an International Search Report for corresponding application PCT/US01/49394 on the merits in the above-identified case. Accordingly, no fee or certification is believed required.

It is respectfully requested that the Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims, and signs the enclosed form PTO-1449 to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application.


By submitting this Supplemental Information Disclosure Statement, the Applicants make no representation that: (1) a search has been performed, of the extent of any search performed, or that more relevant information does not exist; (2) the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b); and (3) the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

APPLICANTS: Li, *et al.*
U.S.S.N.: 10/023,681

Notwithstanding any statements by the Applicants, the Examiner is urged to form his/her own conclusion regarding the relevance of the cited information. An early and favorable action is hereby requested.

Please charge any fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 21402-224AC (Cura-524AC).

Respectfully submitted,


Iyvor R. Elrifi, Reg. No. 39,529 *Reg. No. 45,899*
on Attorney for Applicants
c/o MINTZ, LEVIN, COHN, FERRIS,
GLOVSKY and POPEO, P.C.
One Financial Center
Boston, Massachusetts 02111
Tel: (617) 542-6000
Fax: (617) 542-2241

Dated: April 17, 2003

TRA 1785127v1



Please type a plus sign (+) in this box



Modified Form 1449/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

| | |
|------------------------|--------------------------|
| Application Number | 10/023,681 |
| Filing Date | 12/18/01 |
| First Name of Inventor | Li |
| Group Art Unit | 1645 |
| Examiner Name | Not Yet Assigned |
| Attorney Docket Number | 21402-224AC (Cura-524AC) |

RECEIVED
APR 22 2003
TECH CENTER 1600/2900

U.S. PATENT DOCUMENTS

| Exam Initials | Cite No. | U.S. Patent Document No. | Issue Date | Name of Patentee(s) or Applicant(s) | Class | Sub Class | Filing Date if Appropriate |
|---------------|----------|--------------------------|------------|-------------------------------------|-------|-----------|----------------------------|
| | | | | | | | |

FOREIGN PATENT DOCUMENTS

| Exam Initials | Cite No. | Foreign Patent Document Office Number | Name of Patentee(s) or Applicant(s) | Date of Publication | Translation Yes No |
|---------------|----------|---------------------------------------|-------------------------------------|---------------------|--------------------|
| | | | | | |

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

| Exam Initials | Cite No. | Name of Author, Title (when appropriate), Publication, Volume, Page(s), Date, Etc. |
|---------------|----------|--|
| | C28 | George, et al. (1988). "Current methods in sequence comparison and analysis." <i>Macromolecular Sequencing and Synthesis, Selected Methods and Applications</i> . D.H. Schlesinger (ed). PP 127-149. |
| | C29 | Barton (1996). "Protein sequence alignment and database scanning." <i>Protein Structure Prediction via a Practical Approach</i> . 31-63. |
| | C30 | EMBL Accession No.: AP000818 . 12/10/1999 |
| | C31 | EMBL Accession No.: AF010293 . 08/09/1997 |
| | C32 | International Search Report for PCT/US01/49394. Mailed on March 31, 2003. |

a copy of this reference is not provided as it was previously cited by or submitted to the office in a prior application, Serial No. _____, filed _____, and relied upon for an earlier filing date under 35 U.S.C. §120 (continuation, continuation-in-part, and divisional applications).

| | | | |
|--------------------|--|-----------------|--|
| Examiner Signature | | Date Considered | |
|--------------------|--|-----------------|--|

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered.

Include copy of this form with next communication to applicant.